Peter L. Kaufman, FL Bar No. 0548421 LEVIN, PAPANTONIO, THOMAS, MITCHELL, ECHSNER & PROCTOR, P.A. 316 South Baylen Street, Suite 600 (32502) PO Box 12308 Pensacola, FL 32591 Telephone: (850) 435-7107

Facsimile: (850) 435-7020 Attorneys for Plaintiff

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX MARKETING) SALES PRACTICES AND PRODUCT LIABILITY) LITIGATION)

LOUIS MACLEAN, individually, SHIRLEY MOTLEY, individually, ELMER MURRY, individually, ODIS PAYNE, individually, DOLLY PRICE, individually, CARMEN POMALES, individually, JOHN SLAYBAUGH, individually, GREG RHOADES, individually, KATHERINE SINNETT, individually, WILLIAM SKIPPER, individually, CHARLES TAUTFEST, individually, DANNY WARD, individually, JERRY TRUSSEL, individually, JOHN VASQUEZ, individually, MONICA WILLIAMS, individually, VERONICA CARLOSS CROW on behalf of the ESTATE OF DEWY CARLOSS, MARY MALONE on behalf of the ESTATE OF BOBBY MALONE BELINDA TAYLOR on behalf of the ESTATE OF ROBERT TAYLOR, and VIKKI L. WELLS, on behalf of the ESTATE OF DWIGHT WELLS, SR..

Plaintiffs,

vs.

Pfizer, Inc., et al.

Defendants.

Case Specific Number: C 07 1827 CRB

MDL NO. 1699

District Judge: Charles R. Breyer

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

Case 3:07-cv-01827-CRB Document 14 Filed 09/04/09 Page 2 of 2

Come now the Plaintiffs, LOUIS MACLEAN, SHIRLEY MOTLEY, ELMER MURRY, ODIS PAYNE, DOLLY PRICE, CARMEN POMALES, JOHN SLAYBAUGH, GREG RHOADES, KATHERINE SINNETT, WILLIAM SKIPPER, CHARLES TAUTFEST, DANNY WARD, JERRY TRUSSEL, JOHN VASQUEZ, MONICA WILLIAMS, VERONICA CARLOSS CROW on behalf of the ESTATE OF DEWY CARLOSS, MARY MALONE on behalf of the ESTATE OF BOBBY MALONE, BELINDA TAYLOR on behalf of the ESTATE OF ROBERT TAYLOR, and VIKKI L. Wells, on behalf of the ESTATE OF DWIGHT WELLS, SR., and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

DATED: 117 3, 2009

By:

Peter L. Kaufman, FL Bar No. 0548421 LEVIN, PAPANTONIO, THOMAS, MITCHELL, ECHSNER & PROCTOR, P.A. 316 South Baylen Street, Suite 600 (32502) PO Box 12308

PO Box 12308 Pensacola, FL 32591

Telephone: (850) 435-7107 Facsimile: (850) 435-7020 Attorneys for Plaintiff

DATED: August 6 2009

The second secon

DLA PIPER LLP (US) 1251 Avenue of the Americas New York, NY 10020

Telephone: (212) 335-4500 Facsimile: (212) 335-4501 Defendants' Liaison Counsel

PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED.

Dated: AUG 1 7 2009

Hon. Charles R. Breyer
United States District Court